



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/006,746 | 12/06/2001 | Luc Desnoyers | GNE.2830PIC5 | 8217 |

7590 07/05/2006

GINGER R. DREGER
HELLER EHRMAN WHITE & MCAULIFFE LLP
275 MIDDLEFIELD ROAD
MENLO PARK, CA 94025

EXAMINER

HAMUD, FOZIA M

ART UNIT PAPER NUMBER

1647

DATE MAILED: 07/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

| APPLICATION NO/ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|--------------------------------|-------------|---|---------------------|
| 10/006,746 | 12/06/2001 | Desnoyers et al. | |

| |
|----------|
| EXAMINER |
|----------|

| ART UNIT | PAPER |
|----------|-------|
|----------|-------|

1647 20060630

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Correction of Inventorship under 37 C.F.R. 51.48(b):

1. Applicants' request for correction of inventorship under 37C.F.R. 9 1.48 (b) field on 08 May 2006, is granted.

Information Disclosure Statement:

2. All of the references submitted in the information disclosure statement (IDS) submitted on 30 April 2002, were considered, and the form was initialed and signed. Inadvertently reference number WO 96/22360 was not initialed. Reference WO 96/22360 is now initialed. The Examiner regrets any inconvenience.

Advisory Information:

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Fozia M Hamud whose telephone number is (571) 272-0884. The examiner can normally be reached on Monday, Thursday-Friday, 6:00 am to 4:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brenda G Brumback can be reached on (571) 272-0961. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Fozia Hamud
Patent Examiner
Art Unit 1647
30 June 2006

EILEEN B. O'HARA
PRIMARY EXAMINER

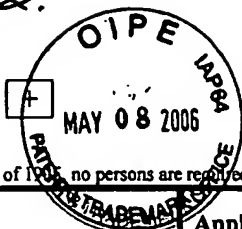
20060630

7,026,449 B2.

05-10-06

10/606,746

Cajc

Please type a plus sign (+) inside this box ☐

PTO/SB/21(6-99)

Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | | |
|--|----------------------|------------------------|----------------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 10/006,746 | |
| | Filing Date | December 6, 2001 | |
| | First Named Inventor | Kevin P. Baker | |
| | Group/Art Unit | 1647 | |
| | Examiner Name | Hamud, Fozia M. | |
| Total Number of Pages in This Submission | | Attorney Docket Number | 39780-2830P1C5 |

| ENCLOSURES (check all that apply) | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> Exhibits <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input checked="" type="checkbox"/> REQUEST FOR CERTIFICATE OF CORRECTION <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Status Claimed <input type="checkbox"/> Statement under 3.73(b) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> CERTIFICATE OF CORRECTION; COPY OF AMENDMENT UNDER 1.48(b) of 1/20/2005. </div> |
| <div style="display: flex; justify-content: space-between;"> <div style="border: 1px solid black; padding: 2px;">Remarks</div> <div> AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 (ATTORNEY DOCKET NO.: 39780-2830P1C5) FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER. </div> </div> | | |

| SIGNATURE OF APPLICANT, ATTORNEY OR AGENT | | | |
|---|---|------------------|--|
| Firm or Individual name | Anna L. Barry, Reg. No. 51,436, HELLER EHRMAN LLP | | Certificate MAY 15 2006 of Correction |
| Signature | | | |
| Date | May 8, 2006 | Customer Number: | 35489 |

| CERTIFICATE OF EXPRESS MAILING | | | |
|--|--------------|--|-------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Mail Stop: xxxxxx; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 8, 2006. | | | |
| Express Mail Label: EV 765 972 494 US | | | |
| Typed or printed name | Elena Torres | | |
| Signature | | | Date |
| | | | May 8, 2006 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop , Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

MAY 15 2006

2006



PATENTS
Attorney Docket No. 39780-2830 P1C5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent No.: 7,026,449 B2
Dated: April 25, 2006
Inventor(s): Desnoyers, et al.

MS: Certificate of Correction Branch
Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

Sir:

REQUEST FOR CERTIFICATE OF CORRECTION

Patentee hereby requests a Certificate of Correction since the issued patent does not take into account the changes shown in the Amendment filed under 37 CFR 1.48(b) and 37 CFR 1.312 on January 20, 2005.

Submitted herewith is a copy of the Amendment filed under 37 CFR 1.48(b) and 37 CFR 1.312 on January 20, 2005, along with a completed Form PTO-1050 containing the requested correction. A return receipt postcard is enclosed.

No fee is believed due, because this is the correction of an Office mistake. Please charge any fees that may be required to Account No. 08-1641, referencing Attorney docket 39780-2830 P1C5. A duplicate of this document is enclosed.

Respectfully submitted,

Date: May 8, 2006

By: 
Anna L. Barry (Reg. No. 51,436)

Heller Ehrman, LLP
Customer No. 35489
275 Middlefield Road
Menlo Park CA 94025-3506
Tel: 650/324-7000
Fax: 650/324-0638

SV 2205375 v1

MAY 15 2006

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

PATENT NO. : 7,026,449 B2

DATED : April 11, 2006

INVENTOR(S) : Desnoyers, et al.

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the front page, in the Inventors, delete the inventors and replace as follows --Luc Desnoyers, San Francisco, CA (US); Audrey Goddard, San Francisco, CA (US); Paul J. Godowski, Hillsborough, CA (US); Austin L. Gurney, Belmont, CA (US); William I. Wood, Hillsborough, CA (US)--

MAILING ADDRESS OF SENDER:

Ginger R. Dreger
HELLER EHRMAN LLP
275 Middlefield Road
Menlo Park, CA 94025

PATENT NO.: 7,026,449 B2
Atty. No.: 39780-2830 P1C5

MAY 13 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kevin P. BAKER, et al.

Application Serial No. 10/006,746

Filed: December 6, 2001

For: SECRETED AND
TRANSMEMBRANE
POLYPEPTIDES AND NUCLEIC
ACIDS ENCODING THE SAME

) Examiner: Hamud, Fozia M.

) Art Unit: 1647

) Confirmation No: 8217

) Attorney's Docket No. 39780-2830 PIC5

) Customer No. 35489

EXPRESS MAIL LABEL NO. EL 977 612 525 US
DATE MAILED: JANUARY 20, 2005

AMENDMENT UNDER 37 C.F.R. §1.48(b) AND 37 C.F.R. §1.312

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Dear Sir:

In the above identified application, a Notice of Allowance was mailed on December 14, 2004, but an issue fee has not been paid. Having reviewed the allowed claims, Applicants have found that as a result of claim amendments made during prosecution, fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the present application. Accordingly, please delete the names of the following inventors, who have not made an inventive contribution to the currently claimed subject matter:

| | |
|-------------------------|--------------------|
| Kevin P. Baker | David Botstein |
| Dan L. Eaton | Napoleone Ferrara |
| Sherman Fong | Wei-Qiang Gao |
| J. Christopher Grimaldi | Kenneth J. Hillan |
| James Pan | Nicholas F. Paoni |
| Margaret Ann Roy | Victoria Smith |
| Timothy A. Stewart | Daniel Tumas |
| Colin K. Watanabe | P. Mickey Williams |

MAY 13 2006

Upon entering the present amendment, Luc Desnoyers, Audrey Goddard, Paul J. Godowski, Austin Gurney and William I. Wood remain named inventors in this case.

Although no fees are believed to be due at this time, please charge any fees that might become applicable, including any fees for extension of time, or credit overpayment to Deposit Account No. 08-1641, referencing Attorney's Docket No. 39780-2830 P1C5. Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully submitted,

Date: January 20, 2005

By: _____

Anna L. Barry (Reg. No. 51,436)

HELLER EHRMAN WHITE & McAULIFFE LLP

275 Middlefield Road

Menlo Park, California 94025

Telephone: (650) 324-7000

Facsimile: (650) 324-0638

SV 2090885 v1
1/20/05 9:31 AM (39780.2830)

MAY 15 2006

-2-

Amendment Under 37 C.F.R. §1.48(b) and 37 C.F.R. §1.312
Application Serial No. 10/006,746
Attorney's Docket No. 39780-2830 P1C5

MAY 15 2006